

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION <hr/> THIS DOCUMENT RELATES TO ALL CASES	Master File No. 2:12-MD-02327 MDL No. 2327 JOSEPH R. GOODWIN U.S. DISTRICT JUDGE
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**PLAINTIFFS' MOTION FOR LEAVE TO FILE SUR-REPLY TO
JOHNSON & JOHNSON'S AND ETHICON'S REPLY MEMORANDUM IN
SUPPORT OF MOTION TO REVISE CASE MANAGEMENT PROCEDURES AND
FOR DISCOVERY RELATED TO PLAINTIFF SOLICITATION**

Plaintiffs seek leave to file a brief sur-reply of three pages to correct two inaccurate factual statements that appear in defendants' reply brief. These are the claims that (a) plaintiffs have avoided cooperation in defendants' investigation and (b) a plaintiff who recently dismissed her lawsuit may not have been implanted with one of defendants' products. Both statements are wrong and the facts and exhibits demonstrating their inaccuracy have not yet been presented to the Court. Plaintiffs did not (and could not reasonably) have anticipated defendants' arguments, thus this is plaintiffs' first opportunity to present these facts and documents. Plaintiffs' sur-reply is attached hereto as Exhibit A.

Dated: February 3, 2015.

Respectfully submitted,

/s/Bryan F. Aylstock

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CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2015, I electronically filed the foregoing document with the Clerk of the court using CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ Bryan F. Aylstock

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